

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: LITTLE, *et al.*

Serial No. 08/786,988

Confirm No. 5922

Customer No. 24961



Filed: January 23, 1997

For: *SYSTEMS AND METHODS FOR
PREPARING AND ANALYZING
LOW VOLUME ANALYTE ARRAY
ELEMENTS*

Art Unit: 1743

Examiner: Gakh, Y. G.

TRANSMITTAL LETTER

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Sir:

Transmitted herewith are a Supplemental Information Disclosure Statement, Forms PTO-1449 (6 pages), cited references, check for \$180.00 and Change of Address Form (PTO-SB-122) for filing in connection with the above-identified application.

- ☒ The Commissioner is hereby authorized to charge any fee, including any submitted herewith if the attached check(s) is in the wrong amount or otherwise improper or missing, that may be due in connection with this and the attached papers, or with this application during its entire pendency to or to credit any overpayment to Deposit Account No. 06-1050. A duplicate of this sheet is enclosed.

Respectfully submitted,
Fish & Richardson P.C.

By: 
Stephanie L. Seidman
Registration No. 33,779

Date: February 18, 2004
Attorney Docket No. 24736-2001D
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**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT IN ACCORDANCE
WITH 37 C.F.R. §§ 1.97-1.98**

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Because this Supplemental Information Disclosure Statement is filed after receipt of a First Office Action on the Merits of the Request for Continued Examination of the above-captioned application, the filing fee of \$180 is enclosed. If no proper payment is enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal, or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 06-1050.

In accordance with the duty of disclosure imposed by 37 C.F.R. §1.56 to inform the Patent Office of all references known by Applicant or Applicant's representative that may be material to the examination of the subject application, Applicant's representative hereby provides this Supplemental Information Disclosure Statement that is prepared in accordance with 37 C.F.R. §§1.97-1.98. Form PTO-1449 (6 pages) and copies of the cited references are provided herewith in connection with the above-captioned application.

02/20/2004 SSANDARA 00000003 08/786988

180.00 DP

01 FC:1806

USSN 08/786,988

Little et al.

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

The documents listed on the Form PTO-1449 and supplied herewith are in the English language. Item numbers C-E, I, L, R, U, BL, BO, BP, BV-CA, and CC which are marked with an asterik on the Form PTO-1449 will arrive under separate cover. Hence, in accordance with the requirements of 37 C.F.R. §1.98, as amended effective March 16, 1992, no further explanation of the listed item is necessary.

Applicant also makes known to the Examiner the following co-pending U.S. and International applications that have one or more common inventors and/or are commonly owned.

| U.S.S.N. | Filing Date | Publication No. or Issue No. | Publication or Issue Date | Docket No. |
|------------|-------------|------------------------------|---------------------------|------------|
| 10/375,714 | 02/24/03 | 2003-0228594 | 12/11/03 | 2002N |
| 10/277,021 | 10/17/02 | | | 2003BRI |
| 10/403,902 | 03/27/03 | 2003-0224418 | 12/04/03 | 2048B |
| 10/637,935 | 08/07/03 | | | 2057E |
| 10/412,801 | 04/11/03 | | | 2064 |
| 10/428,254 | 05/01/03 | 2003-0232420 | 12/18/03 | 2065 |
| 10/723,365 | 11/26/03 | | | 2073 |
| 60/377,852 | 05/03/03 | | | P2065B |
| 60/507,564 | 09/30/03 | | | P2066 |
| 60/500,489 | 09/05/03 | | | P2069 |
| 60/466,006 | 04/25/03 | | | P2070 |
| 60/453,215 | 03/07/03 | | | P2074 |
| 60/453,208 | 03/07/03 | | | P2074B |
| 60/453,350 | 03/07/03 | | | P2074C |
| 60/453,215 | 03/07/03 | | | P2074D |
| 60/492,102 | 07/31/03 | | | P2079 |
| 10/645,816 | 08/20/03 | | | 2408B |

USSN 08/786,988

Little et al.

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

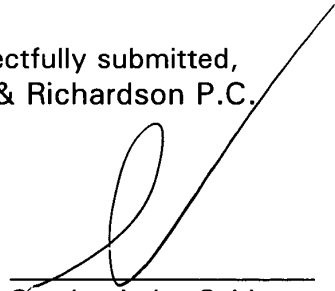
| Int'l App. No. | Filing Date | Publication No. | Publication Date | Docket No. |
|----------------|-------------|-----------------|------------------|------------|
| PCT/US03/37931 | 11/26/03 | | | 2073PC |

Although these documents are made known to the Patent and Trademark Office in compliance with Applicant's duty of disclosure, such disclosure is not to be construed as an admission by Applicant or Applicant's representative that any of the references, singly or in any combination thereof, is effective as prior art against the subject application. In accordance with 37 C.F.R. §1.97(h), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 C.F.R. §1.56(b) exists.

Applicant respectfully requests that the Examiner review the foregoing references and make them of record in the file history of the above-captioned application.

Respectfully submitted,
Fish & Richardson P.C.

By:


Stephanie L. Seidman
Registration No. 33,779

Date: February 18, 2004
Attorney Docket No. 24736-2001D

Address all correspondence to:

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|--|---------------------------------|--------------------------|--------------------|
| FORM PTO-1449 LIST OF PATENTS AND PUBLICATIONS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT | ATTY. DOCKET NO. 24736-2001D | SERIAL NO. 08/786,988 | CONFIRM NO.5922 |
| | APPLICANT Little et al. | CUSTOMER NO. 24961 | |
| | FILING DATE 01/23/97 | GROUP 1743 | |



* If an asterik is placed beside the reference number, a copy of the reference will arrive under separate cover.

+ Derwent English language abstract and/or English translation provided.

U.S. PATENT DOCUMENTS

| EXAMINER INITIAL | *Ref. Code | DOCUMENT NUMBER | | | | | | | DATE | NAME | CLASS | SUB CLASS | FILING DATE |
|---------------------|---------------|-----------------|---|---|---|---|---|---|----------|--------------------|-------|--------------|----------------|
| | A | 0 | 0 | 0 | 3 | 4 | 6 | 5 | 01/02/03 | Little et al. | 435 | 6 | 11/06/01 |
| | B | 0 | 0 | 0 | 8 | 6 | 1 | 5 | 07/19/01 | Little et al. | 422 | 102 | 08/09/99 |
| * | C | 0 | 0 | 0 | 9 | 3 | 9 | 4 | 01/24/02 | Köster et al. | 422 | 65 | 04/02/99 |
| * | D | 0 | 0 | 1 | 7 | 4 | 6 | 9 | 01/23/03 | Risinger et al. | 435 | 6 | 08/30/01 |
| * | E | 0 | 0 | 1 | 8 | 9 | 9 | 9 | 02/14/02 | Henriksson et al. | 435 | 6 | 02/23/01 |
| | F | 0 | 0 | 2 | 2 | 2 | 2 | 5 | 01/30/03 | Monforte et al. | 435 | 6 | 07/22/02 |
| | G | 0 | 0 | 3 | 3 | 0 | 9 | 1 | 02/13/03 | Opalsky et al. | 702 | 20 | 04/22/02 |
| | H | 0 | 0 | 3 | 6 | 0 | 5 | 7 | 02/20/03 | Braun et al. | 435 | 6 | 03/09/01 |
| * | I | 0 | 0 | 4 | 0 | 1 | 3 | 0 | 04/04/02 | Braun | 536 | 23.1 | 04/12/01 |
| | J | 0 | 0 | 5 | 5 | 8 | 1 | 1 | 12/27/01 | Hillenkamp | 436 | 43 | 05/07/98 |
| | K | 0 | 0 | 9 | 6 | 4 | 2 | 6 | 05/22/03 | Little et al. | 436 | 173 | 07/30/99 |
| * | L | 0 | 1 | 0 | 2 | 7 | 2 | 5 | 08/01/02 | Zabarovsky et al. | 435 | 325 | 12/20/00 |
| | M | 0 | 1 | 0 | 9 | 0 | 8 | 5 | 08/15/02 | Hillenkamp et al. | 250 | 288 | 04/03/02 |
| | N | 0 | 1 | 1 | 1 | 4 | 9 | 4 | 06/19/03 | Lin et al. | 222 | 505 | 10/25/02 |
| | O | 0 | 1 | 1 | 3 | 2 | 3 | 3 | 06/19/03 | Nanthakumar | 422 | 100 | 10/25/02 |
| | P | 0 | 1 | 1 | 3 | 7 | 4 | 5 | 06/19/03 | Monforte et al. | 435 | 6 | 05/13/02 |
| | Q | 0 | 1 | 2 | 4 | 7 | 3 | 5 | 07/03/03 | Nanthakumar et al. | 436 | 180 | 10/25/02 |
| * | R | 0 | 1 | 2 | 9 | 5 | 8 | 9 | 07/10/03 | Köster et al. | 435 | 6 | 11/06/97 |
| | S | 0 | 1 | 4 | 2 | 4 | 8 | 3 | 10/03/02 | Yao et al. | 436 | 180 | 10/24/01 |
| | T | 0 | 1 | 4 | 8 | 5 | 2 | 8 | 08/07/03 | Hillenkamp | 436 | 43 | 05/10/99 |

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Title: SYSTEMS AND METHODS FOR PREPARING AND ANALYZING LOW VOLUME ANALYTE ARRAY ELEMENTS

| | | | |
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| FORM PTO-1449 LIST OF PATENTS AND PUBLICATIONS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT | ATTY. DOCKET NO. 24736-2001D | SERIAL NO. 08/786,988 | CONFIRM NO.5922 |
| | APPLICANT Little et al. | CUSTOMER NO. 24961 | |
| | FILING DATE 01/23/97 | GROUP 1743 | |

* If an asterisk is placed beside the reference number, a copy of the reference will arrive under separate cover.

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| EXAMINER INITIAL | *Ref. Code | DOCUMENT NUMBER | | | | | | | DATE | NAME | CLASS | SUB CLASS | FILING DATE |
|---------------------|---------------|-----------------|---|---|---|---|---|---|----------|------------------|-------|--------------|----------------|
| * | U | 0 | 1 | 5 | 5 | 5 | 8 | 7 | 10/24/02 | Opalsky et al. | 435 | 287.2 | 04/20/01 |
| | V | 0 | 1 | 8 | 0 | 1 | 4 | 8 | 09/25/03 | Weng | 417 | 12 | 03/21/02 |
| | W | 0 | 1 | 8 | 0 | 7 | 4 | 9 | 09/25/03 | Köster et al. | 435 | 6 | 10/15/02 |
| | X | 0 | 1 | 9 | 0 | 6 | 4 | 4 | 10/09/03 | Braun et al. | 435 | 6 | 10/15/02 |
| | Y | 0 | 2 | 0 | 7 | 2 | 9 | 7 | 11/06/03 | Köster et al. | 435 | 6 | 10/15/02 |
| | Z | 0 | 2 | 2 | 0 | 8 | 4 | 4 | 11/27/03 | Marnellos et al. | 705 | 26 | 08/08/02 |
| | AA | 0 | 2 | 2 | 4 | 4 | 1 | 8 | 12/04/03 | Braun et al. | 435 | 6 | 03/27/03 |
| | AB | 0 | 2 | 2 | 8 | 5 | 9 | 4 | 12/11/03 | Köster | 435 | 6 | 02/24/03 |
| | AC | 5 | 8 | 6 | 4 | 1 | 3 | 7 | 01/26/99 | Becker et al. | 250 | 287 | 10/01/96 |
| | AD | 5 | 9 | 6 | 5 | 3 | 6 | 3 | 10/12/99 | Monforte et al. | 435 | 6 | 12/02/96 |
| | AE | 6 | 0 | 5 | 1 | 3 | 7 | 8 | 04/18/00 | Monforte et al. | 435 | 6 | 03/04/97 |
| | AF | 6 | 0 | 9 | 0 | 5 | 5 | 8 | 07/18/00 | Butler et al. | 435 | 6 | 09/18/98 |
| | AG | 6 | 1 | 0 | 4 | 0 | 2 | 8 | 08/15/00 | Hunter et al. | 250 | 288 | 05/29/98 |
| | AH | 6 | 1 | 9 | 4 | 1 | 4 | 4 | 02/27/01 | Köster | 435 | 6 | 03/18/96 |
| | AI | 6 | 1 | 9 | 7 | 4 | 9 | 8 | 03/06/01 | Köster | 435 | 6 | 04/06/99 |
| | AJ | 6 | 2 | 0 | 7 | 3 | 7 | 0 | 03/27/01 | Little et al. | 435 | 6 | 09/02/97 |
| | AK | 6 | 2 | 2 | 1 | 6 | 0 | 1 | 04/24/01 | Köster et al. | 435 | 6 | 11/02/99 |
| | AL | 6 | 2 | 2 | 1 | 6 | 0 | 5 | 04/24/01 | Köster | 435 | 6 | 02/15/00 |
| | AM | 6 | 2 | 2 | 5 | 0 | 6 | 1 | 05/01/01 | Becker et al. | 435 | 6 | 03/10/99 |
| | AN | 6 | 2 | 2 | 5 | 4 | 5 | 0 | 05/01/01 | Köster | 536 | 22.1 | 06/07/95 |

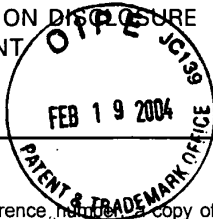
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|---------------------|---------------|-----------------|---|---|---|---|---|---|----------|-----------------|-------|--------------|----------------|
| | AO | 6 | 2 | 3 | 5 | 4 | 7 | 8 | 05/22/01 | Köster | 435 | 6 | 04/06/99 |
| | AP | 6 | 2 | 3 | 8 | 8 | 7 | 1 | 05/29/01 | Köster | 435 | 6 | 05/08/00 |
| | AQ | 6 | 2 | 5 | 8 | 5 | 3 | 8 | 07/10/01 | Köster et al. | 435 | 6 | 04/06/99 |
| | AR | 6 | 2 | 6 | 5 | 7 | 1 | 6 | 07/24/01 | Hunter et al. | 250 | 288 | 02/29/00 |
| | AS | 6 | 2 | 6 | 8 | 1 | 3 | 1 | 07/31/01 | Kang et al. | 435 | 6 | 12/15/97 |
| | AT | 6 | 2 | 6 | 8 | 1 | 4 | 4 | 07/31/01 | Köster | 435 | 6 | 09/15/99 |
| | AU | 6 | 2 | 7 | 7 | 5 | 7 | 3 | 08/21/01 | Köster et al. | 435 | 6 | 04/06/99 |
| | AV | 6 | 3 | 0 | 0 | 0 | 7 | 6 | 10/09/01 | Köster | 435 | 6 | 01/31/00 |
| | AW | 6 | 3 | 0 | 3 | 3 | 0 | 9 | 10/16/01 | Jurinke et al. | 435 | 6 | 06/21/99 |
| | AX | 6 | 3 | 8 | 7 | 6 | 2 | 8 | 05/14/02 | Little et al. | 435 | 6 | 09/18/00 |
| | AY | 6 | 3 | 2 | 2 | 9 | 7 | 0 | 11/27/01 | Little et al. | 435 | 6 | 09/02/98 |
| | AZ | 6 | 4 | 2 | 8 | 9 | 5 | 5 | 08/06/02 | Köster et al. | 435 | 6 | 11/06/96 |
| | BA | 6 | 4 | 8 | 5 | 9 | 1 | 3 | 11/26/02 | Becker et al. | 435 | 6 | 10/02/00 |
| | BB | 6 | 5 | 0 | 0 | 6 | 2 | 1 | 12/31/02 | Köster | 435 | 6 | 02/28/01 |
| | BC | 6 | 5 | 5 | 8 | 9 | 0 | 2 | 05/06/03 | Hillenkamp | 435 | 6 | 05/07/99 |
| | BD | 6 | 5 | 6 | 6 | 0 | 5 | 5 | 05/20/03 | Monforte et al. | 435 | 6 | 06/03/98 |
| | BE | 6 | 5 | 6 | 9 | 3 | 8 | 5 | 05/27/03 | Little et al. | 422 | 100 | 10/28/99 |
| | BF | 6 | 5 | 8 | 9 | 4 | 8 | 5 | 07/08/03 | Köster | 422 | 104 | 06/11/01 |
| | BG | 6 | 6 | 0 | 2 | 6 | 6 | 2 | 08/05/03 | Köster et al. | 435 | 6 | 11/28/00 |
| | BH | 6 | 6 | 3 | 5 | 4 | 5 | 2 | 10/21/03 | Monforte et al. | 435 | 91.1 | 12/10/97 |

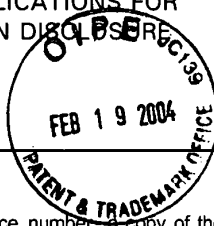
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| | | | | | | | | | | | | | Yes | No |
| | BI | 0 | 0 | 5 | 6 | 4 | 4 | 6 | 09/28/00 | PCT | | | | |
| | BJ | 0 | 0 | 6 | 0 | 3 | 6 | 1 | 10/12/00 | PCT | | | | |
| | BK | 0 | 1 | 0 | 1 | 1 | 7 | 7 | 12/11/03 | PCT | | | | |
| * | BL | 0 | 1 | 2 | 7 | 8 | 5 | 7 | 04/19/01 | PCT | | | | |
| | BM | 0 | 1 | 9 | 6 | 6 | 0 | 7 | 12/20/01 | PCT | | | | |
| | BN | 0 | 2 | 0 | 4 | 4 | 8 | 9 | 01/17/02 | PCT | | | | |
| * | BO | 0 | 2 | 2 | 5 | 5 | 6 | 7 | 03/28/02 | PCT | | | | |
| * | BP | 02 | 0 | 5 | 5 | 1 | 9 | 9 | 07/18/02 | PCT | | | | |
| | BQ | 02 | 0 | 7 | 2 | 6 | 0 | 4 | 09/19/02 | PCT | | | | |
| | BR | 02 | 0 | 8 | 6 | 7 | 9 | 4 | 10/31/02 | PCT | | | | |
| | BS | 03 | 0 | 3 | 5 | 2 | 3 | 9 | 05/01/03 | PCT | | | | |
| | BT | 03 | 0 | 3 | 5 | 2 | 6 | 0 | 05/01/03 | PCT | | | | |
| | BU | 03 | 0 | 3 | 6 | 2 | 6 | 3 | 05/01/03 | PCT | | | | |
| * | BV | 03 | 0 | 4 | 0 | 4 | 0 | 8 | 05/15/03 | PCT | | | | |
| * | BW | 03 | 0 | 8 | 7 | 4 | 1 | 0 | 10/23/03 | PCT | | | | |
| * | BX | 1 | 1 | 6 | 4 | 2 | 0 | 3 | 11/06/97 | EP | | | | |
| * | BY | 1 | 2 | 6 | 2 | 5 | 6 | 4 | 01/06/94 | EP | | | | |
| * | BZ | 1 | 2 | 7 | 1 | 6 | 0 | 9 | 09/19/97 | EP | | | | |
| * | CA | 1 | 2 | 9 | 6 | 1 | 4 | 3 | 09/02/98 | EP | | | | |
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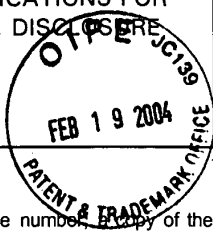
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|---------------------|---------------|-----------------|---|---|---|---|---|---|----------|------|---------|-------|--------------|-------------|----|
| | | | | | | | | | | | | | | Yes | No |
| * | CC | 9 | 4 | 1 | 6 | 1 | 0 | 1 | 07/21/94 | PCT | | | | | |
| | CD | 9 | 4 | 2 | 1 | 8 | 2 | 2 | 09/29/94 | PCT | | | | | |
| | CE | 9 | 6 | 2 | 9 | 4 | 3 | 1 | 09/26/96 | PCT | | | | | |
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| | CG | 9 | 7 | 0 | 8 | 3 | 0 | 6 | 03/06/97 | PCT | | | | | |
| | CH | 9 | 7 | 3 | 3 | 0 | 0 | 0 | 09/12/97 | PCT | | | | | |
| | CI | 9 | 7 | 3 | 7 | 0 | 4 | 1 | 10/09/97 | PCT | | | | | |
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| * | CP | 9 | 8 | 2 | 0 | 0 | 2 | 0 | 05/14/98 | PCT | | | | | |
| | CQ | 9 | 8 | 2 | 6 | 0 | 9 | 5 | 06/18/98 | PCT | | | | | |
| | CR | 9 | 8 | 5 | 4 | 5 | 7 | 1 | 12/03/98 | PCT | | | | | |
| | CS | 9 | 9 | 1 | 2 | 0 | 4 | 0 | 03/11/99 | PCT | | | | | |
| | CT | 9 | 9 | 1 | 4 | 3 | 7 | 5 | 03/25/99 | PCT | | | | | |
| | CU | 9 | 9 | 3 | 1 | 2 | 7 | 8 | 06/24/99 | PCT | | | | | |
| | CV | 9 | 9 | 5 | 7 | 3 | 1 | 8 | 11/11/99 | PCT | | | | | |

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OTHER ART (Including Author, Title, Date, Pertinent Pages, Etc.)

| | | |
|--|----|--|
| | CW | Brummel <i>et al.</i> , "Evaluation of mass spectrometric methods applicable to the direct analysis of non-peptide bead-bound combinatorial libraries", <i>Anal. Chem.</i> , <u>68</u> :237-242 (1996) |
|--|----|--|

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FISH & RICHARDSON P.C.

Frederick P. Fish
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February 18, 2004

Via Federal Express

Mooreland & Moore
2001 Jefferson Davis Hwy.
Suite 302
Arlington, VA 22202

Re: Little *et al.*; U.S.S.N. Serial No. 08/786,988; filed January 23, 1997
Systems and Methods for Preparing and Analyzing Low Volume Analyte Array
Elements

Our Ref.: 24736-2001D

Gentlemen:

Please deliver the enclosed documents to the U.S. Patent and Trademark Office Mail Room on Thursday, February 19, 2004. The documents enclosed are an Information Disclosure Statement, transmittal letter (in duplicate), Forms PTO-1449 (6 pages), cited references (3 boxes containing 12 volumes), check in the amount of \$180.00 and Change of Address Form (PTO-SB-122). In addition, please have the enclosed postcard date-stamped by the PTO and returned to us at your earliest convenience. We would also appreciate receiving a confirmation from you indicating that delivery of the enclosed documents has been made.


Thank you for your assistance in this matter. If you have any questions, please do not hesitate to contact our office.

Sincerely,

Stephanie L. Seidman

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